



The State of South Carolina  
**OFFICE OF THE ATTORNEY GENERAL**

CHARLES MOLONY CONDON  
ATTORNEY GENERAL

October 2, 1995

*Informal Opinion*

The Honorable Larry L. Koon  
Member, House of Representatives  
2263-C Old Cherokee Road  
Lexington, South Carolina 29072

Dear Representative Koon:

By your letter of September 25, 1995, to Attorney General Condon, you have inquired as to what state agency is responsible for monitoring the eight and fifteen percent debt limitations for the various political subdivisions of the State of South Carolina. I am enclosing a copy of S.C. Code Ann. §11-15-100 (1994 Cum. Supp.), which reposes certain responsibilities with respect to indebtedness of the various political subdivisions with the Treasurer of the State of South Carolina. I am also enclosing copies of several pages of one of the reports published by the State Treasurer with respect to such indebtedness. While the actual percent of debt of each political subdivision is not reported therein, it is apparent that such figures may exist, for in the explanatory material it is observed that 42 counties are within the eight percent limit, while 33 counties are below four percent. You may wish to consider amending §11-15-100 to have reported the additional information to the legislative delegations, as you have outlined in your letter.

As to which state agency "should" be required to keep legislative members informed as to the debt limits in their local legislative districts, that would be a matter of policy to be addressed by the General Assembly.

The Honorable Larry L. Koon  
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With kindest regards, I am

Sincerely,

*Patricia D. Petway*

Patricia D. Petway  
Senior Assistant Attorney General

Enclosures